

1 KAMALA D. HARRIS, State Bar No. 146672
Attorney General of California
2 JON S. ALLIN, State Bar No. 155069
Supervising Deputy Attorney General
3 MAUREEN C. ONYEAGBAKO, State Bar No. 238419
Deputy Attorney General
4 1300 I Street, Suite 125
P.O. Box 944255
5 Sacramento, CA 94244-2550
Telephone: (916) 322-7119
6 Fax: (916) 324-5205
E-mail: Maureen.Onyeagbako@doj.ca.gov
7 *Attorneys for Defendants Schwarzenegger, Beard,*
Brazelton, Cate, Hartley, Hubbard, Hysen, Kernan,
8 *Meyer, Rothchild, Schwartz-Reagle, and Yates*

9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF CALIFORNIA
11 FRESNO DIVISION

13 **COREY LAMAR SMITH, et al.,**

14 Plaintiffs,

15 v.

17 **ARNOLD SCHWARZENEGGER, et al.,**

18 Defendants.

1:14-cv-00060-LJO-SAB

**ORDER RE STIPULATION TO
RESPOND TO REQUEST FOR
PRODUCTION OF DOCUMENTS**

19
20 The parties stipulate as follows:

21 1. This action is currently on appeal before the Ninth Circuit Court of Appeals as
22 No. 15-17155.

23 2. On June 14, 2016, this Court ordered the perpetuation of Plaintiff Garland Baker's
24 testimony under Federal Rule of Civil Procedure 27(b). (ECF No. 211.)

25 3. All parties desire to conduct a meaningful deposition to perpetuate Baker's testimony.

26 4. In order to facilitate a meaningful deposition, Baker agrees to respond to Defendants'
27 Requests for Production of Documents under Federal Rule of Civil Procedure 34. Baker has
28 represented that he will provide meaningful responses; however, if any Defendant is dissatisfied

1 with the responses and/or corresponding production, this will not entitle that party to file
2 emergency motions seeking additional information, or otherwise upset or delay the scheduled
3 deposition set for September 22, 2016. Defendants are not precluded from taking up these issues;
4 they are simply agreeing to address such issues without delaying the deposition.

5 5. Baker has represented that he will provide the responses and the documents via a
6 flash drive that will be deposited with Federal Express on September 7, 2016, for next-day
7 delivery. As indicated, the deposition is scheduled for September 22, 2016.

8 6. The parties are engaging in the deposition and document production solely for the
9 purpose of perpetuating Baker's testimony. No discovery is permitted as to any other individual
10 or issue in this case.

11 So stipulated.

12 Dated: September 2, 2016

OFFICES OF PAVONE & FONNER, LLP

13 */s/ Benjamin Pavone*
14 (as authorized on September 2, 2016)

15 BENJAMIN PAVONE
16 *Attorney for Plaintiffs*

16 Dated: September 2, 2016

KAMALA D. HARRIS
Attorney General of California
JON S. ALLIN
Supervising Deputy Attorney General

18 */s/ Maureen C. Onyeagbako*

19 MAUREEN C. ONYEAGBAKO
20 Deputy Attorney General
21 *Attorneys for Defendants Schwarzenegger,*
22 *Beard, Brazelton, Cate, Hartley, Hubbard,*
Hysen, Kernan, Meyer, Rothchild, Schwartz-
Reagle, and Yates

23 Dated: September 2, 2016

BURKE, WILLIAMS & SORENSEN, LLP

24 */s/ Kristina D. Gruenberg*
25 (as authorized on September 2, 2016)

26 SUSAN E. COLEMAN
27 KRISTINA D. GRUENBERG
28 *Attorneys for Defendants Winslow and Igbiosa*

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IT IS SO ORDERED.

Dated: September 2, 2016



UNITED STATES MAGISTRATE JUDGE